IN THE HIGH COURT OF BOMBAY AT GOA

APPLICATION FOR APPOINTMENT OF ARBITRATOR NO. 12/2005

M/s. Resources International,
a Partnership Firm registered under
the Indian Partnership Act
having its Office at "Damodar Chambers"
Panaji, Goa represented in this act by
its Partner Mr. Dipak M.. Rajani,
r/o. Dona Paula, Panaji, Goa. ..... Applicant.

V/s.

1. Mr. Vishal Vinaeca Bandekar; and

2. Mrs. Vanita Vishal Bandekar,

Both residing at "Bandekar House"
Near Lar Escolar,
Altinho, Panaji, Goa. ..... Respondents.

Mr. J. E. Coelho Pereira, Senior Advocate with Mr. V. Braganza, Advocate for the applicant.

Mr. S. G. Desai, Senior Advocate with Mr. S. Kalshavkar, Advocate for the respondent No.1.

CORAM : S.A. BOBDE, J.

DATE : APRIL 13, 2007.

ORAL ORDER :

This application for appointment of an arbitrator arises in respect

of an agreement which is inter-connected to the agreement between M/s. Resourceful Earthmovers and the same respondents in respect of which an order for appointment of arbitrators has been made in Application No. 11 of 2005 decided today. The relevant terms of the agreement are similar in nature. The difference being that the agreement is for raising of ore and the present agreement is in respect of sale of ore.

2. Under the circumstances, by consent, the order in Application for appointment of Arbitrator No.11/05 will govern the present Application for appointment of Arbitrator No.12/05 also.

S. A. BOBDE, J.

ssm.